

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

TERA GROUP, INC., *etc.*,

Plaintiffs,

-v-

CITIGROUP, INC., *etc.*,

Defendants.

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ELECTRONICALLY FILED
DOC #:
DATE FILED: <i>7/7/17</i>

No. 17-cv-4302 (RJS)
ORDER

RICHARD J. SULLIVAN, District Judge:

The Court is in receipt of the attached stipulation regarding service, a pre-motion conference, and proposed deadlines for Defendants to answer, move, or otherwise respond to the complaint. IT IS HEREBY ORDERED THAT the parties shall proceed in accordance with the following schedule: Defendants shall file any motion(s) to dismiss by September 11, 2017, Plaintiffs shall file their opposition to any such motion(s) to dismiss by October 11, 2017, and Defendants shall file their reply (or replies) to Plaintiffs' opposition by October 25, 2017.

IT IS FURTHER ORDERED THAT the initial conference is adjourned pending resolution of Defendants' motion(s) to dismiss.

IT IS FURTHER ORDERED THAT all discovery in this action is stayed pending resolution of Defendants' motion(s) to dismiss.

SO ORDERED.

Dated: July 7, 2017
New York, New York


RICHARD J. SULLIVAN
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
TERA GROUP, INC., et al., : Civil Action No. 17-cv-4302 (RJS)
:
Plaintiffs, :
:
v. :
:
CITIGROUP, INC., et al., :
:
Defendants. :
:
-----X

**STIPULATION REGARDING SERVICE,
PRE-MOTION CONFERENCE, AND SETTING TIME FOR DEFENDANTS
TO ANSWER, MOVE, OR OTHERWISE RESPOND TO THE COMPLAINT**

WHEREAS, on June 8, 2017, Tera Group, Inc., Tera Advanced Technologies, LLC, and TeraExchange, LLC (“Plaintiffs”) filed a complaint (the “Complaint”) in the above-captioned action against the defendants (“Defendants”);

WHEREAS, there has been no prior request to extend any deadlines in the above-captioned action;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED:

1. The undersigned counsel for Defendants agree to accept service of process in the above-captioned lawsuit on behalf of their respective clients, expressly reserving the right to contest whether any party in the complaint is properly named, and without waiver of any defenses, including those related to personal jurisdiction and venue.
2. Defendants’ deadlines to answer, move or otherwise respond to the Complaint in this action are hereby vacated.

3. No later than 30 days after the initial conference on July 12, 2017, Defendants will serve upon the Court and Plaintiffs any pre-motion letter(s) concerning their contemplated motion(s) to dismiss and, in accordance with the Court's Individual Rule and Procedure 2.A, setting forth the basis for the anticipated motion and requesting to arrange a pre-motion conference.

4. No later than 30 days from receipt of Defendants' letter(s), Plaintiffs will serve a response to Defendants' pre-motion letter(s).

5. Defendants will file any motion(s) to dismiss no later than 45 days from the date of the pre-motion conference. Plaintiffs will file their opposition to any such motion(s) to dismiss the Complaint no later than 45 days from its filing. Defendants will file their reply (or replies) to Plaintiffs' opposition no later than 30 days after the filing of such opposition.

6. All discovery in this action shall be stayed until the Court rules on any Rule 12(b) motion(s) by Defendants.

DATED: July 5, 2017

Vincent Briganti/C1

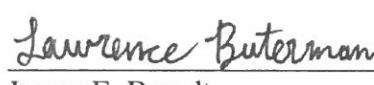
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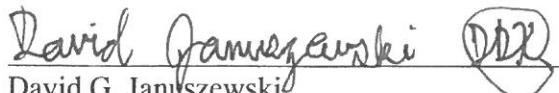
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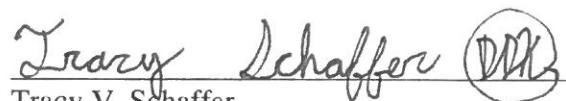
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